COMBINED DECLARATION & POWER OF ATTORNEY - U.S.A Application

As a below named inventor, I hereby declare that:

is attached hereto

(check one)

application:

Application No.

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD FOR TREATING PAIN BY PERIPHERAL ADMINISTRATION OF A NEUROTOXIN, the specification of which

ι		ernational Application	No.	
		nended on		
I hereby state th specification, including th			he contents of the above-identifint referred to above.	ed
application in accordance priority benefits under 3 inventor's certificate, or § country other than the	with Title 37, Co 5 USC § 119(a)- 365(a) of any PC United States, l inventor's certific	de of Federal Regulati (d) or §365(b) of any T International applicated below and have cate, or PCT Internation	material to the examination of the ons, §1.56(a). I hereby claim foreing foreign application(s) for patent cation which designated at least of also identified below any foreignal application having a filing designation.	gn or ne gn
Number	Country	Day/Month/Yr filed)	[] Priority Not Claimed	
I hereby claim tapplication(s) listed below		er 35 USC §119 (e)	of any United States provision	nal
Application No.	Filing Date	·		
application(s) listed below is not disclosed in the p paragraph of Title 35, U information as defined in	and, insofar as prior United Sta United States Co Title 37, Code of	the subject matter of entes application(s) in ode, §112, I acknowled Federal Regulations,	es Code, §120 of any United State ach of the claims of this application the manner provided by the fields the duty to disclose mater §1.56(a) which occurred between the international filing date of the	ion rst rial the

I hereby appoint STEPHEN DONOVAN, Registration No. 33,433 (to whom all communications are to be directed), at Allergan, Inc. (T2-7H), 2525 Dupont Drive, Irvine, CA. 92612, telephone number (714) 246-4026, facsimile number (714) 246-4249, and the belownamed persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, with full power to appoint associate attorneys:

Filing Date

<u>Name</u>	Registration No.
Carlos A. Fisher	36,510
Martin A. Voet	25,208
Robert J. Baran	25,806

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR:				,
First Name:	Initial	Last Na	me	
Kei	Roger	Aoki		
RESIDENCE & CITIZENSHIP				
City Coto de Caza	State or Foreign Counts California	У	Country of C USA	itizenship
POST OFFICE ADDRESS				
Post Office Address 2 Ginger Lily Court	City Coto de Caza	State or Califo	Country rnia	Zip Code 92679
SIGNATURE OF FIRST INVENT	Ja C.	DATE:	3/00	•

FULL NAME OF INVENTOR	:				
First Name:		Initial	Last Na	me	
Minglei			Cui		
RESIDENCE & CITIZENSHIP)				
City	State or	Foreign Country		Country of Citiz	enship
Irvine	Califo	rnia		Peoples Repu	
				China	
POST OFFICE ADDRESS	<u> </u>	· · · · · · · · · · · · · · · · · · ·		Сішіа	
Post Office Address	City		State or	Country	Zip Code
94 Southbrook	Irvine		Califo	rnia	92604
			U		72001
SIGNATURE OF SECOND INVENTOR			DATE:		
The second	<u></u>			Apr. 13.	2000
		•		/111	-1000

FULL NAME OF INVENTOR				
First Name:	Initial	Last Nan	ne	
Stephen	W.	Jenki	ns	
RESIDENCE & CITIZENSHIP		l		
City	State or Foreign Coun	itry	Country of Citi	zenship
Mission Viejo	California		USA	
POST OFFICE ADDRESS	·			
Post Office Address	City	State or 0	Country	Zip Code
26481 Via Marina	Mission Viejo	Califor	nia	92691
SIGNATURE OF THIRD INVEN	TOR	DATE:	•	
System	~	,	App. 1	3,2000

· 1



RECORDATION FORM COVER SHEET PATENTS ONLY

	The Commissioner of Pate	nts and	Tradema	rks,			
Pleas	se record the attached ori	ginal do	cument(s) or copy(ies):			٠
l. Subm	nission Type:	*****		· · · · · · · · · · · · · · · · · · ·	*** *		
	ew orrection of PTO error orrective Document	-	/frame) ·			
. Conv	eyance Type:	•	•				
	Assignment License Merger Security Agreement Change of Name Other:						
•							
				EYING PARTI	ES		
		of Con	veying l	Parties		Date of Convey	ance
1. Kei Ro	Names oger Aoki	of Con	veying l	Parties		Date of Convey 04132000	ance
1. Kei Ro	oger Aoki	of Con	veying l	Parties			ance
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٠ _			
6.		DOMESTIC REPRESENTA	ATIVE NAME AND ADDRESS
	Name		
	Address	51	
	Address		
8.		-	
		CORRESPONDENCE	NAME AND ADDRESS
	Name	Stephen Donovan	
	Address	1 Allergan, Inc. (T2-7H)	
	Address	2 2525 Dupont Drive	
	Address	3 Irvine, CA 92612	
	Telephor	ne and Fax Tel: 714 246 4026; Fax: 714 2	46 4249
9.	Tota	al Number of pages of the conveying document, in	cluding attachments.
		in runner of pages of the conveying document, in	duding attachments:
10		APPLICATION NUMBER OR PATENT NUM	IBER (either; not both for same property)
	Application	on Number	Patent Number
		on Number	Patent Number
Į		on Number	Patent Number
11.	Title Dock	of execution of the Assignment by the first invent	PAIN BY PERIPHERAL ADMINISTRATION OF A NEUROTOXII
12.	Total	Number of Properties Involved: 1	
13.	The fo	ee amount (37 CFR §3.41) of \$40.00	•
	\boxtimes	may be debited from our Deposit Account No.	01-0885
		is enclosed as check no	
14.	\boxtimes		additional fee amounts due in connection with the filing of
To to	he best of inal docum	f my information and belief, all statements made l nent.	nerein are true, and any attached copy is a true copy of the
Res	ectfully so	ubmitted,	
SIGI	NATURE _	Stypler Provo	Date: 4/14/00
TYPI	ED or PRIN	NTED NAME STEPHEN DONOVAN REGIS	TRATION NO. 33.433

ASSIGNMENT

WHEREAS we, KEI ROGER AOKI, MINGLEI CUI and STEPHEN W. JENKINS, all of ORANGE COUNTY, CALIFORNIA (hereinafter referred to as ASSIGNOR), have invented and own a certain invention entitled: METHOD FOR TREATING PAIN BY PERIPHERAL ADMINISTRATION OF A NEUROTOXIN, for which application for Letters Patent of the United States has been executed on even date herewith.

WHEREAS: Allergan Sales, Inc., having its principal place of business at 2525 Dupont Drive, Irvine, CA 92612 (hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that in consideration of the payment by ASSIGNEE TO ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the full and exclusive right, title and interest to said invention in the United States and its territorial possessions and in all foreign countries to all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, divisional, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in foreign countries as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalent thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof.

14 WITH LOO WILD COL, 1/ We have heleumo set hand and seal this
April 13, 2000.
De les Foli
KEI ROGER AOKI
State of CALIFORNIA)
) ss:
County of ORANGE)
On ARICL 13 above before me, MALY LOU MC NOWN. Notary Public personally appeared KEI ROGER AOKI, personally known to me (or proved to me on the basis satisfactory evidence) to be the person whose name is subscribed to the within instrument an acknowledged to me that he she executed the same in his/her authorized capacity, and that by his/he signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.
WITNESS my hand and official seal.
MARY LOU MCNOWN Commission # 1229524 Notary Public - California Orange County My Comm. Expires Aug 16, 2003
IN WITNESS WHEREOE I /We have homeonto and have have
IN WITNESS WHEREOF, I/We have hereunto set hand and seal this
APr. 13, 2000.
The contract of the contract o
MINGLEI CUI
State of CALIFORNIA)
) ss:
County of ORANGE)
On APRIL 13 before me, MARY Low Mouse. Notary Public personally appeared MINGLEI CUI, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he she executed the same in his her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.
WITNESS my hand and official seal.
MARY LOU MCNOWN Commission # 1229524 Notary Public - California Orange County

IN WITNESS WHEREOF, I/We have hereunto	set hand and seal this
April 13, 2000.	G. Xeli
. <u> </u>	300 prime
ST	EPHEN W/JENKINS
State of CALIFORNIA)) ss:	C
County of ORANGE)	
On 13,3000 before me, 15 personally appeared STEPHEN W. JENKINS, personal satisfactory evidence) to be the person whose name acknowledged to me that he she executed the same in signature on the instrument the person, or the entity up instrument.	lly known to me (or proved to me on the basis of the is subscribed to the within instrument and the his/her authorized capacity, and that by his/her
WITNESS my hand and official seal.	
	Juil I Lord
	Notary Pyblic
JENNIFER S. LORD Commission # 1167049 Notary Public - California	4

Orange County My Comm. Expires Jan 27, 2002

54/

Rec'd in USPTO/四冬平 Office. Date Stamp	and Return Card.
Date: April 2, 2003 Se	rial No.: 113 - See attached
Title: 113	Appendix (3 pages)
Dkt. No.: 11\$;	
Enclosed Are:	
_ Specification #, Claims #,	_ Declaration, Power of Attorney
and Abstract #	X Assignment & Cover Sheet (covering 111 applications) Amendment (Final) (# pgs)
_ Drawings (sheets)	_ Amendment (Final) (# pgs)
Formal Informal	_ Certificate of Mailing
_ Info. Disc. Statement	_ Issue Fee Transmittal
_ Priority Documents #	_ Transmittal Letter
_ PTO 1449 W/References	_ Extension of Time
_ PCT Request (# pgs)	_ Express Mail No
PCT Demand (# pgs)	(Assignment for pending
PCT Response (# pgs)	Allergan Sales, Inc. applica- tions to ALLERGAN, INC.)
PCT Amendment (# pgs)	Certif, Under 37 CFR 1.10

RECORDATION FORM COVER SHEET PATENTS ONLY

	10: The Commissioner of Patents and Trademarks,	· ·
	Please record the attached original document(s) or copy(ies):	
1,	Submission Type:	·
	X new	
	Correction of PTO error (Reel /frame)	
	Corrective Document (Reel /frame)	
2.	Conveyance Type:	
	X Assignment	
	License	
	☐ Merger	
	Security Agreement	
	☐ Change of Name	
	Other:	
3.		
	CONVEYING PARTIES	
٠.	Names of Conveying Parties	Date of Conveyance
•	1. Allergan Sales, Inc. (merged into Allergan Sales, LLC 6/3/2002)	March 31, 2003
٠	2.	
	3.	
	Additional Conveying Parties Attached	•
4.	RECEIVING PARTIES	
	Names of Receiving Parties	**************************************
	Name Allergan, Inc.	
	Address 1 2525 Dupont Drive	
	Additional Receiving Parties Attached	• •
	If document is an assignment and the Receiving Party is not domiciled in the Un Domestic Representative is attached.	nited States, an appointment of a

5.	
	DOMESTIC REPRESENTATIVE NAME AND ADDRESS
. !	Name
İ	Address 1
	Address 2
6.	
•	CORRESPONDENCE NAME AND ADDRESS
	Name Martin A. Voet (T2-7H)
	Address 1 Allergan, Inc.
	Address 2 2525 Dupont Drive, Irvine, CA 92612
	Telephone 714-246-5894 and Fax 714-246-4249
٠.	
7.	Total Number of pages of the conveying document, including attachments: 17 pages
8.	
	APPLICATION NUMBER OR PATENT NUMBER (either; not both for same property)
	Application Number see attached Appendix A (3 pages) Patent Number
	Application Number Patent Number
9.	If this document is being filed with a NEW patent application, enter the Docket No., Title of the Invention, and
da	ate of execution of the Assignment by the first inventor:
·	Title of Patent Application: Docket No.:
	Date of Execution by First Inventor:
10	0. Total Number of Properties Involved:
1	1. The fee amount (37 CFR §3.41) of <u>\$.4,440</u>
	X may be debited from our Deposit Account No. 01-0885.
	is enclosed as check no
1	 X The Commissioner is authorized to deduct any additional fee amounts due in connection with the filing of this document from Deposit Account No. 01-0885.
	To the best of my information and belief, all statements made herein are true, and any attached copy is a true copy of the briginal document.
R	Respectfully submitted,
c	SIGNATURE PARTICULATION Date: 1/2/203
	TYPED or PRINTED NAME: Martin A. Voet. REGISTRATION NO. 25,208
	CERTIFICATE OF MAILING HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
Į۷	NITH SUFFICIENT POSTAGE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: BOX ASSIGNMENT,
	COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231 ON Legisla 2 203 (Date) Name of p rson making deposit: Mary Lou McNown
	Signature: Date

ASSIGNMENT

WHEREAS: ALLERGAN, INC., a Delaware corporation, having its principal place of business at 2525 Dupont Drive, Irvine, California 92612 (hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire right, title and interest in, to and under certain inventions and in, to and under corresponding Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

WHEREAS: On June 3, 2002, ALLERGAN SALES, INC., a California corporation, was merged into ALLERGAN SALES, LLC, a Delaware limited liability company pursuant to the "Agreement and Plan of Merger" filed with the Secretary of State of the State of California and with the Secretary of State of the State of Delaware (copy attached).

WHEREAS: ALLERGAN SALES, LLC, having its principal place of business at 2525 Dupont Drive, Irvine, California 92612 (hereinafter ASSIGNOR) by virtue of the abovementioned merger owns the entire right, title and interest in, to and under certain inventions, corresponding U.S. patent applications and foreign rights directed thereto.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that in consideration of the payment by ASSIGNEE TO ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the entire right, title and interest in, to and under certain inventions in the Untied States and its territorial possessions and in all foreign countries to all Letters Patents or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for certain inventions by certain applications set forth in Appendix "A" and any continuation, divisional, renewal, substitute or reissue thereof for the full term or

terms for which the same may be granted; said sale, transfer and assignment effective June 3, 2002.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal this __31 __ day of March 2003.

ALLERGAN SALES, LLC

By

Martin A. Voet Assistant Secretary

State of <u>CALIFORNIA</u>) (ss. County of ORANGE____)

WITNESS my hand and official seal.

Signature of Notary Public

APPENDIX "A" (Pag 1)

10/008,722 10/365,082 10/108,714	Teng; et al.	16897-CIP 16952-CON-DIV5-CIP 16952-CON-DIV5-CIP- CON (BOT) 17023-DIV-CIP-CON 17095-FWC-CIP-CON
10/008,722 10/365,082 10/108,714	Aoki; et al. Aoki; et al. Regan; et al. Michael E. Garst Teng; et al.	16952-CON-DIV5-CIP 16952-CON-DIV5-CIP- CON (BOT) 17023-DIV-CIP-CON 17095-FWC-CIP-CON
10/365,082 10/108,714	Aoki; et al. Regan; et al. Michael E. Garst Teng; et al.	16952-CON-DIV5-CIP- CON (BOT) 17023-DIV-CIP-CON 17095-FWC-CIP-CON
10/108,714 I	Regan; et al. Michael E. Garst Teng; et al.	CON (BOT) 17023-DIV-CIP-CON 17095-FWC-CIP-CON
10/108,714	Michael E. Garst Teng; et al.	17023-DIV-CIP-CON 17095-FWC-CIP-CON
00/003/054	Michael E. Garst Teng; et al.	17095-FWC-CIP-CON
しつ/フレン・フンター ゴ	Teng; et al. '	
	-	17170-DIV2
•	Joseph S. Adorante	17219-CIP-CON3
	- .	17219-CIP-CON4
	John Sefton	17224
	John Sefton	17235
1	Olejnik; et al	17237-CON2-CIP-CON3
• —	• • • • • • • • • • • • • • • • • • • •	17243-CIP2
	Chow; et al.	17243-CIP3
09/108,298 N	Nagpal; et al.	17253
09/294,980 I	Dolly; et al.	17259
(only the portion assigne	d by Roger Aoki)
09/989,295 E	Beck; et al.	17273-CON
09/760,133 F	Firestone; et al.	17278-CON
09/288,326 S	Sachs; et al.	17282
09/548,409 S	Sachs; et al.	17282-CIP
10/304,665 K	Clein; et al.	17276-CIP-CON
•	•	17293-DIV
	only the portion assigne	_
•		17294-CON
	only the portion assigne	_
•		17295
	only the portion assigne	-
	•	17300-CIP
•	•	17300-CIP2
		17300-CIP-CON
•	•	17301-DIV2
	•	17302
		ed by
	•	
•	handraratna; et al.	17304
09/371,354 S	tephen Donovan	17310
		17310-CIP
•	olly; et al.	17311
09/500,147 To	errence J. Hunt	17319
10/047,058 Te	errence J. Hunt	17319-CIP
10/360,098 Te	errence J. Hunt	17319-CIP-CIP
09/621,179 C 09/371,354 S 10/114,740 G	tephen Donovan regory F. Brooks	17304 17310 17310-CIP

APPENDIX "A" (Page 2)

SERIAL NUMBER	INVENTORS	ALLERGAN NO.
10/135,595	Vasudevan; et al.	17321
10/038,215	Evan B. Dreyer	17322-CON
09/692,811	Stephen Donovan	17324
09/810,601	Stephen Donovan	17324-CIP
10/071,826	Donovan; et al.	17326-CIP2
09/552,823	Pacifici; et al.	17327-CIP
10/199,222	Aoki; et al.	17328-CON
09/489,667	Stephen Donovan	17329
09/938,112	Stephen Donovan	17329-DIV
09/625,098	Stephen Donovan	17329-CIP
10/039,520	Beard; et al.	17331-REF
09/533,680	Beard; et al.	17331
09/706,211	Stephen Donovan	17341-DIV
09/706,173	Stephen Donovan	17341-DIV2
09/706,172	Stephen Donovan	17341-DIV3
09/706,215	Stephen Donovan	17341-DIV5
10/017,834	Voet; et al.	17341-CIP2
10/099,238	Voet; et al.	17341-CIP3
09/704,464	Stephen Donovan	17342-DIV2
09/835,949	Stephen Donovan	17342-CON
09/971,869	Stephen Donovan	17342-DIV-CON
09/815,156	Klein; et al.	17346
09/850,835	Kusari; et al.	17347
09/548,315	Chow; et al.	17351
09/778,975	Chow; et al.	17351-CIP
09/561,106	Stephen Donovan	17354
09/904,018	Olejnik; et al.	17361
10/236,566	Olejnik; et al.	17361-CON
10/299,386	Olejnik; et al.	17361-DIV
10/146,224	Old; et al.	17366
10/300,492	Burk; et al.	17373-CON-CIP-CON
10/004,230	Steward; et al.	17376
09/640,852	Nehme; et al.	17377
09/651,235	Vasudevan; et al.	17379
10/079,993	Vasudevan; et al.	17382-DIV
10/364,225	Vasudevan; et al.	17382-DIV2
10/097,368	Vasudevan; et al.	17383-DIV
10/097,315	Vasudevan; et al.	17383-DIV2
10/212,533	Vasudevan; et al.	17386-DIV3
10/104,433	Burk; et al.	17390-CIP
09/847,935	Woodward; et al.	17392
10/155,925	Brooks; et al.	17396-CON
09/751,053	Gil; et al.	17399

APPENDIX "A' (Pag 3)

SERIAL NUMBER	INVENTORS	ALLERGAN NO.
•	· · · · · · · · · · · · · · · · · · ·	
10/020,541	Wheeler; et al.	17400
09/998,718	Burke; et al.	17400-CIP
09/726,949	Lin; et al.	174 08
10/051,952	Patricia S. Walker	17409-CIP
10/081,126	Gerald W. DeVries	17413
09/848,249	Woodward; et al.	17415
09/848,159	Yuan; et al.	17416
10/131,848	Huth; et al.	17421
09/814,604	Klein; et al.	17425
09/922,226	Zhao; et al.	17432
10/121,076	Robert T. Lyons	17433
09/882,720	Burk; et al.	17437
10/103,301	Burk; et al.	17437-CIP
10/346,828	Burk; et al.	17437-CON
10/294,521	.Burk; et al.	17438-DIV
09/956,470	Liang; et al.	17440-CIP
09/918,847	Joshi; et al.	17442
09/904,753	Robert T. Lyons	17445
09/893,159	Woodward; et al.	17446
09/942,098	Steward; et al.	17451
09/942,024	Steward; et al.	17452
10/104,385	Forman; et al.	17453-CIP
09/954,610	Martin A. Voet	17455
10/143,076	Lam; et al.	17456
10/017,817	Chang; et al.	17462
10/016,850	Hughes; et al.	17468
10/016,036	David; et al.	17476
	(only that portion	assigned
	by Robert David)	15405
10/100,638	Vasudevan; et al.	17485
10/082,691	Stephen Donovan	17486
10/133,094	Stanley W. Huth	17487
10/099,239	Martin A. Voet	17489
10/099,602	Lisa D. Hanin	17493
10/143,078	Stephen Donovan	17500

Margan

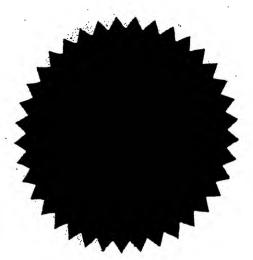




SECRETARY OF STATE

I, BILL JONES, Secretary of State of the State of California, hereby certify:

That the attached transcript of _____ page(s) has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.



IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this day of

JUN 18 2002

Billyones

Secretary of Stat

AGREEMENT AND PLAN OF MERGER

ENDORSED - FILED in the office of the Secretary of State of the Secretary of State

JUN - 3 204

REL JONES Secretary of State

BETWEEN

ALLERGAN SALES, INC. (a California corporation)

AND

ALLERGAN SALES, LLC (a Delaware limited liability company)

THIS AGREEMENT AND PLAN OF MERGER is made as of June 3, 2002 (this "Agreement of Merger"), by and between Allergan Sales, Inc., a California corporation (the "Corporation"), and Allergan Sales, LLC, a Delaware limited liability company (the "LLC", and collectively with the Corporation the "Constituent Companies").

WHEREAS, the Corporation was incorporated by the filing of Articles of Incorporation with the Secretary of State of the State of California on March 20, 1980; and

WHEREAS, the LLC was formed by the filing of a Certificate of Formation with the Secretary of State of the State of Delaware on February 25, 2002, and Allergan, Inc., a Delaware corporation and the sole member of the LLC (the "Member"), has entered into a Limited Liability Company Agreement dated as of February 25, 2002 (the "Operating Agreement");

NOW, THEREFORE, the parties hereby agree as follows:

- 1. Upon the terms and subject to the conditions hereof and in accordance with the California General Corporation Law (the "CGCL") and the Delaware Limited Liability Company Act (the "DLLCA"), the Corporation shall be merged with and into the LLC (the "Merger") at the Effective Time (as hereinafter defined). Following the Merger, the separate existence of the Corporation shall cease, and the LLC shall continue as the surviving entity (the "Surviving Entity") and shall succeed to and assume all of the rights and obligations of the Corporation in accordance with the CGCL and the DLLCA.
- 2. The parties hereto shall cause the Merger to be consummated by filing this Agreement of Merger, along with a Certificate of Merger, with the Secretary of State of the State of California pursuant to Section 1113 of the CGCL, and by filing a Certificate of Merger (the "Certificate of Merger") with respect thereto with the Secretary of State of the State of Delaware pursuant to Section 18-209 of the DLLCA. When used in this Agreement of Merger, the term "Effective Date" shall mean the date of filing of the Certificate of Merger with the Secretary of State of the State of Delaware.
- 3. The Merger shall have the effects set forth in Section 1113(i) of the CGCL and Section 18-209(g) of the DLLCA. Without limiting the generality of the foregoing, and subject thereto, at the Effective Time, except as otherwise provided herein, all of the property,

rights, privileges, powers and franchises f the Corporation and the LLC shall rest in the Surviving Entity, and all debts, liabilities and duties of the Corporation and the LLC shall become the debts, liabilities and duties of the Surviving Entity.

- As of the Effective Time, by virtue of the Merger and without any action on the part of the Member of the LLC, or the shareholders or the Board of Directors of the Corporation, each share of capital stock in the Corporation issued and outstanding immediately prior to the Effective Time shall be canceled and extinguished without consideration. The membership interests of the LLC outstanding immediately prior to the Effective Time shall continue to be outstanding and shall not be affected by the Merger.
- or be advised that any deeds, bills of sale, assignments or assurances or any other acts or things are necessary, desirable or proper (a) to vest, perfect or confirm, of record or otherwise, in the Surviving Entity, its right, title or interest in, to or under any of the rights, privileges, powers, franchises, properties or assets of either of the Constituent Companies, or (b) otherwise to carry out the purposes of this Agreement of Merger, the Surviving Entity and its proper authorized representatives shall be authorized to execute and deliver, in the name and on behalf of either of the Constituent Companies, all such deeds, bills of sale, assignments and assurances and do, in the name and on behalf of each of the Constituent Companies, all such other acts and things necessary, desirable or proper to vest, perfect or confirm its right, title or interest in, to or under any of the rights, privileges, powers, franchises, properties or assets of such constituent Company and otherwise to carry out the purposes of this Agreement of Merger.
- 6. As required by the CGCL, the Surviving Entity hereby agrees to (i) be served in the State of California in any proceeding for the enforcement of an obligation of any Constituent Company and in any proceeding to enforce the rights of any holder of a dissenting interest or dissenting shares in a constituent domestic limited liability company or domestic other business entity; (ii) irrevocably appoint the Secretary of State of the State of California as its agent for service of process, which process may be forwarded to 2525 Dupont Drive, Irvine, California 92612; and (iii) promptly pay the holder of any dissenting interest or dissenting share in a constituent domestic limited liability company or domestic other business entity the amount to which that person is entitled under California law.

IN WITNESS WHEREOF, the undersigned have caused this Agreement of Merger to be executed by their respective officers or representatives thereunto duly authorized as of the date first above written.

ALLERGAN SALES, INC., a California corporation

Jeffrey L. Edwards

Vice President

By:

Matthew J. Maley

Assistant Secretary

ALLERGAN SALES, LLC, a Delaware limited liability company

By: ALLERGAN, INC., its Sole Member

By:

Name: Matthew J. Maletta

Title: Assistant Secretary

CERTIFICATE OF APPROVAL OF AGREEMENT AND PLAN OF MERGER

Jeffrey L. Edwards and Matthew J. Maletta state and certify that:

- 1. They are the Vice President and Assistant Secretary, respectively, of Allergan Sales, Inc., a California corporation.
- 2. The Agreement and Plan of Merger in the form attached was duly approved by the Board of Directors and the sole stockholder of the corporation.
- 3. There is only one class of shares and the total number of outstanding shares is 1,000 shares of Common Stock.
- 4. Approval of the Agreement and Plan of Merger by the holder of 100% of the outstanding shares of Common Stock was the vote required to approve the Agreement and Plan of Merger. The percentage of the outstanding shares of the corporation's shares entitled to vote on the Agreement of Merger which voted to approve the Agreement of Merger equaled the vote required.
- 5. No vote of the stockholders of the corporation's parent, Allergan, Inc., was required to approve the Agreement and Plan of Merger.

We further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of our own knowledge.

Date: June 3, 2002

Jeffrey L. Edwards
Vice President

Matthew J. Maletta

Assistant Secretary



SECRIATE DEV. 1286

State of California Bill Jones Secretary of State

OTHER BUSINESS ENTITY CERTIFICATE OF MERGER tions Code Sections 1113(g)(1) and (2), 6018.1, 8018.1 and;12540.1)

	– Please see Instruct structions before cor	ions.			••
IMPORIANI — Resum	en octions belore cor			Space For Filing Use Only	,
Name of surviving entity: Allergan Sales, LLC	2. Type of entity:	3. Secretary of 8 20021611	tate File Number: 0 097	4. Jurisdiction: Delaware	
Name of disappearing entity: Allergan Sales, Inc.	6. Type of entity: Corporation	7. Secretary of 8 C0978306	tate File Number:	8. Jurisdiction: California	
L. Future effective date, if any:	Mo	nth .	Dey	Year	
Q. If a vote was required enter the o	utstanding interests of e	ach class entitled to v	ote on the merger air	d the percentage of vol	beriuper et
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equaled or exceeded the vote req			<u> </u>		
2. If equity securities of a parent par	ty are to be issued in the				
[] No vote of the shareholders of the	perent party was required.	[] The required v	ole of the shareholders	of the parent party was o	btained,
SECTION 13 IS ONLY APPLICABLE PARTNERSHIP OR PARTNERSHIP.	IF THE SURVIVING EN	ITITY IS A DOMESTIC	LIMITED LIABILITY	COMPANY, DOMEST	IC LIMITED
3. Requisite changes to the informat Pertnership Authority of the surviv	ion set forth in the Artici	es of Organization, Co	ortificate of Limited P	artnership or Statemer ulting from the merger.	t of Attach
additional pages, if necessary.	gi.				
SECTION 14 IS AP	PLICABLE IF THE SUR	VIVING ENTITY IS A	NOTHER BUSINES	S ENTITY.	<i>"</i>
4. Principal business address of the	surviving other business	eritity:			
The state of the s	ive	•			
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ATTACHMENT PAGE TO OTHER BUSINESS ENTITY CERTIFICATE OF MERGER

18. Signature of Authorized person for the Surviving Entity

Dated: June 3, 2002	ALLERGAN SALES, LLC, a Delaware limited liability company	
	ALLERGAN, INC., a Delaware corporation, its sole member By: Name: Matthew J. Maletta	
,	Title: Assistant Secretary	
Signature of Authorized person Dated: June 3, 2002	a for the Disappearing Entity ALLERGAN SALES, INC., a California corporation	
	By the Break	
	Name: Jeffrey L. Edwards Title: Vice President	
	By: Atthew J. Maletta	
•	Title: Assistant Secretary	



The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE; DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"ALLERGAN SALES, INC.", A CALIFORNIA CORPORATION,

WITH AND INTO "ALLERGAN SALES, LLC" UNDER THE NAME OF "ALLERGAN SALES, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE THIRD DAY OF JUNE, A.D. 2002, AT 9 O'CLOCK A.M.



Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 1809761

DATE: 06-03-02

8100M 3496059

CERTIFICATE OF MERGER OF ALLERGAN SALES, INC. (a California corporation) WITH AND INTO ALLERGAN SALES, LLC (a Delaware limited liability company)

(Pursuant to Section 18-209 of the Delaware Limited Liability Company Act)

Pursuant to the provisions of Section 18-209 of the Delaware Limited Liability Company Act ("DLLCA"), the undersigned surviving limited liability company submits the following Certificate of Merger for filing and certifies that:

FIRST: The name and jurisdiction of formation or incorporation of the limited liability company and corporation which are parties to the merger (the "constituent chities") are as follows:

Name of Entity

State of Formation or Incorporation

Allergan Sales, Inc.

California

Allergan Sales, LLC

Delaware

SECOND: An Agreement and Plan of Merger (the "Merger Agreement") between the constituent entities has been approved and executed by each of the constituent entities which are to merge in accordance with the requirements of Section 18-209 of the DLLCA.

THIRD: The name of the surviving limited liability company is: Allergan Sales, LLC (the "Surviving Entity").

FOURTH: The merger shall become effective upon filing of this Certificate of Merger.

FIFTH: The executed Merger Agreement is on file at the office of the Surviving Entity, the address of which is 2525 Dupont Drive, Irvine, California 92612.

SIXTH: A copy of the Merger Agreement will be furnished by the Surviving Entity, on request and without cost, to any member of the Surviving Entity or to any person holding an interest in the entity which is to merge with and into the Surviving Entity.

STATE OF DELAWARE SECRETARY OF STATE DIVISION OF CORPORATIONS FILED 09:00 AN 06/03/2002 020354968 - 3496059 IN WITNESS WHEREOF, this Certificate of Merger has been duly executed as of the 3rd day of June, 2002, and is being filed in accordance with Section 18-209 of the DLLCA by a duly authorized person on behalf of Allergan Sales, LLC.

ALLERGAN SALES, LLC, a Delaware limited liability company

ALLERGAN, INC.,

a Delaware corporation.

its sole member

Name: Matthew L Malotta

Title: Assistant Secretary